IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 23RD NOVEMBER 2006 / 2ND AGRAHAYANA 1928

Bail Appl..No. 6690 of 2006()

CRIME NO.414/06 OF POOYAPPALLY POLICE STATION

PETITIONERS/ACCUSED 2,3 AND 4:

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1. SHAJI, AGED 27 YEARS,
   SON OF ABDUL AZEEZ, RESIDING AT CHARUVILA VEEDU,
   VATTAPPARA MURI, VELINALLOOR VILLAGE,KOTTARAKKARA.

2. SHAFEEK, AGED 29 YEARS,
   SON OF ABDUL AZEEZ, RESIDING AT CHARUVILA VEEDU,
   VATTAPPARA MURI, VELINALLOOR VILLAGE,KOTTARAKKARA.

3. ABDUL AZEEZ, AGED 70 YEARS,
   SON OF KAZEEM, RESIDING AT CHARUVILA VEEDU,
   VATTAPPARA MURI, VELINALLOOR VILLAGE,KOTTARAKKARA.

BY ADV. SRI.JOHNSON GOMEZ
SRI.S.BIJU (KIZHAKKANELA)

RESPONDENT: STATE:

THE STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA AT ERNAKULAM THROUGH THE
SUB INSPECTOR OF POLICE, POOYAPPALLY POLICE
STATION, KOLLAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 6690 OF 2006

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DATED THIS THE 23RD DAY OF NOVEMBER, 2006

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners who are accused Nos. 2 to 4 in Crime No.414/06 of Pooyappally Police Station for offences punishable under Sections 418, 420, 354 and 294 (b) read with section 34 I.P.C., seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

3. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners shall not commit any offence while on bail.

5. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,JUDGE.

dsn